

submits that Anderson is NOT available as prior art against the present application.

The earliest effective date for Anderson is December 29, 2000. The present application is a continuation-in-part of U.S. Patent Application No. 09/992,413 filed November 18, 2001, which claims the benefit of U.S. Provisional Application No. 60/252,682 filed November 20, 2000. Accordingly Anderson was filed after the U.S. Provisional Application No. 60/252,682. Applicant believes that each claim element that the examiner asserts as having been disclosed by Anderson can be found in Provisional Application No. 60/252,682. A listing of the support for the elements cited by the examiner in Anderson is shown in the Priority Table below."

The Final Office Action dated 04/12/11 states: "Applicant notes that the Anderson et al. (US 20020087622 A1, hereafter Anderson '622) is not available as prior art. Examiner understands Applicant's concerns but respectfully disagrees. First of all, Anderson '622 is available as prior art. Applicant has mistaken made reference to another Application (60/252,682) with a priority date of November 20, 2000. Examiner believes Applicant intended to reference Application (60/262,764) filed January 19, 2001 for priority because it is on record. The mistaken reference Application (60/252,682) filed November 20, 2000 is not of record for examination purposes."

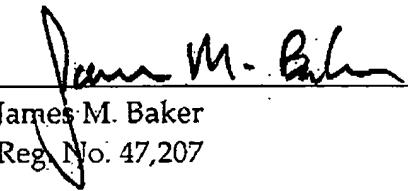
Applicant respectfully disagrees of being mistaken, transversing that the Examiner is mistaken, having failed to acknowledge Applicant's transversal of the same in its 01/27/11 Specification Amendment and Remarks responsive to Examiner's

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08/15/10 Nonfinal Office Action, as cited herein. Therefore Applicant requests an Examiner Interview for the purpose of ascertaining the effective date of the Anderson '622 reference, now U.S. Patent No. 7,197,531, issued March 27, 2007.

Respectfully submitted,

  
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